

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

IN RE PAYMENT CARD INTERCHANGE FEE
AND MERCHANT DISCOUNT ANTITRUST
LITIGATION

This document relates to:

Case No. 14-MD-01720 (MKB) (JO)

WAL-MART STORES, INC., WAL-MART
STORES TEXAS, LLC, WAL-MART STORES
EAST, LP, WAL-MART STORES EAST, LLC,
WAL-MART LOUISIANA, LLC, WAL-MART
STORES ARKANSAS, LLC, SAM'S WEST, INC.,
SAM'S EAST, INC., WAL-MART.COM USA,
LLC, VUDU, INC., INKIRU, INC., OZARK
SPIRITS, LLC, GREEN RIVER SPIRITS, LLC,
and QUALITY LICENSING CORP.,

Case No. 14-CV-02318 (MKB) (JO)

Plaintiffs,

v.

VISA U.S.A. INC., VISA INC., VISA
INTERNATIONAL SERVICE ASSOCIATION,
VISA EUROPE LIMITED and VISA EUROPE
SERVICES INC.,

Defendants.

VISA U.S.A. INC., et al.

Plaintiffs,

Case No. 13-CV-3355 (MKB) (JO)

v.

WAL-MART STORES, INC.,

Defendant.

STIPULATION AND PROPOSED ORDER

WHEREAS, on September 16, 2014, the parties to all actions in MDL 1720 filed a “Proposed Opt-Out/Declaratory Judgment Action Discovery Plan and Case Schedule” (“Discovery Plan”) (ECF # 122-1);

WHEREAS, on September 23, 2014, a Status Conference was held before Magistrate Judge James Orenstein at which the Discovery Plan was approved (ECF # 127);

WHEREAS, on October 15, 2014, declaratory judgment plaintiffs Visa Inc., Visa U.S.A. Inc., and Visa International Service Association (collectively “Visa”) served Interrogatories and Requests for Production and Inspection of Documents on declaratory judgment defendant Wal-Mart Stores, Inc. in the matter of *Visa U.S.A. Inc., et al. v. Wal-Mart Stores, Inc.*, Case No. 13-CV-3355 (MKB) (JO);

WHEREAS, also on October 15, 2014, opt-out defendants Visa served Interrogatories and Requests for Production and Inspection of Documents on all opt-out plaintiffs in the matter of *Wal-Mart Stores, Inc., et al. v. Visa U.S.A. Inc., et al.*, Case No. 14-CV-02318 (MKB) (JO);

WHEREAS, the Discovery Plan sets forth dates of December 15, 2014; January 15, 2015; February 15, 2015; April 1, 2015; and April 15, 2015 on which the responding party must provide information responsive to various aspects of the discovery requests;

WHEREAS, in November and December, 2014, Visa and Wal-Mart conferred and agreed and stipulated to extend the deadlines cited above (and only those deadlines) by sixty (60) days with respect to the discovery requests served by Visa on October 15, 2014;

WHEREAS, the parties’ Stipulation and Proposed Order was approved by the Court on December 2, 2014 (ECF # 156);

WHEREAS, in February, 2015, Visa and Wal-Mart conferred and agreed and stipulated to extend the deadlines cited above (and only those deadlines) by an additional sixty (60) days with respect to the discovery requests served by Visa on October 15, 2014;

WHEREAS, the parties' Stipulation and Proposed Order was approved by the Court on February 9, 2015 (ECF # 201);

WHEREAS, Visa and Wal-Mart have conferred and have agreed and stipulated to extend the deadlines cited above (and only those deadlines) by an additional thirty (30) days with respect to the discovery requests served by Visa on October 15, 2014;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for the parties:

1. The Discovery Plan deadlines of December 15, 2014; January 15, 2015; February 15, 2015; April 1, 2015; and April 15, 2015 on which the responding party must provide information responsive to various aspects of the discovery requests are extended by an additional thirty (30) days with respect to declaratory judgment defendant Wal-Mart Stores, Inc. in the matter of *Visa U.S.A. Inc., et al. v. Wal-Mart Stores, Inc.*, and all opt-out plaintiffs in the matter of *Wal-Mart Stores, Inc., et al. v. Visa U.S.A. Inc., et al.*

2. Nothing in this Stipulation and Proposed Order shall prejudice the parties' ability to seek leave of the Court for additional extensions of time in the future.

3. This Stipulation may be executed in counterparts and facsimile signatures shall be deemed valid and original signatures.

DATED: New York, New York
April __, 2015

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So ordered:

Hon. Margo K. Brodie

Dated: _____